PREPARED BY: DATE PREPARED: PHONE: Doug Nichols January 30, 2020 402-471-0052 **LB 1064**

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

AL IMPACT — STATE AGENCIES (See perretive for political cubdivision estimates)

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)									
	FY 202	21-22							
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE					
GENERAL FUNDS									
CASH FUNDS									
FEDERAL FUNDS									
OTHER FUNDS									
TOTAL FUNDS									

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

This bill would change provisions relating to the sale and use of tobacco products. The bill has the emergency clause, and it becomes operative on June 1, 2020.

It increases the age from 19 to 21 to use tobacco. The penalty is a Class V misdemeanor (\$100 fine).

Whoever sells tobacco to someone under 21 is guilty of a Class III misdemeanor: Maximum — three months imprisonment, or five hundred dollars fine, or both; Minimum — none.

Because this bill increases the age from 19 to 21 for tobacco-related activity, it is possible more persons may violate the provisions of the bill. Therefore, this bill could impact county jails. Misdemeanor sentences are generally served in county jails if jail time is imposed. If the impact of this bill is to increase the number of people serving time in county jails by more than current law, this could result in additional costs to counties.

Misdemeanor penalties under this bill also carry the possibility of a fine being imposed. Any fines assessed pursuant to convictions will accrue to the county where the violation occurs to be used for the support of public schools.

The Department of Revenue estimates that this bill will have a minimal negative impact on General Fund revenues and there will be no cost for the department to implement the bill.

The Nebraska State Patrol and the Department of Health and Human Services estimate no fiscal impact from this bill.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE						
LB: 1064 AM: AGENCY/POLT. SUB: Nebraska Department of Revenue (016)						
REVIEWED BY: Joe Wilcox DATE: 1/30/2020 PHONE: (402) 471-4178						
COMMENTS: No basis to dispute the Nebraska Department of Revenue estimate of "Minimal" negative Impact to the State General Fund Receipts and No fiscal impact to the Agency from LB 1064.						

LB: 1064 AM: AGENCY/POLT. SUB: Nebraska State Patrol (064)						
REVIEWED B	Y: Joe Wilcox	DATE: 1/31/2020	PHONE: (402) 471-4178			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE						
LB: 1064	AM:	AGENCY/POLT. SUB: Department of H	lealth and Human Services (025)			
REVIEWED BY: Joe Wilcox DATE: 01/28/2020 PHONE: (402) 471-4178						
COMMENTS: No basis to dispute the Department of Health and Human Services (DHHS) estimate of No Fiscal Impact to the Agency from LB 1064.						

LB 1064 Fiscal Note 2020

State Agency Estimate									
State Agency Name: Department of Revenue Date Due LFA:									
Approved by: Tony Fulton Date Prepared: Phone: 471-5896									
FY 2020	-2021	FY 202	FY 2021-2022 FY 202		22-2023				
Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue				
	Minimal		Minimal		Minimal				
	Minimal		Minimal		Minimal				
	FY 2020	Revenue Date Prepare FY 2020-2021 Expenditures Minimal	Revenue Date Prepared: FY 2020-2021 Expenditures Revenue Minimal Minimal	Date Prepared: FY 2020-2021 Expenditures Revenue Expenditures Revenue Minimal Minimal Minimal	Revenue Date Due LFA: Date Prepared: Phone: 471-5896 FY 2020-2021 FY 2021-2022 FY 2022 Expenditures Revenue Expenditures Revenue Expenditures Minimal Minimal				

LB 1064 changes the legal age to purchase, possess, and consume tobacco products from nineteen to twenty-one years of age. This is achieved by amending Neb. Rev. Stat. § 28-1418, § 28-1418.01, § 28-1419, § 28-1424, § 28-1425, and § 28-1427.

It is estimated that this bill will have minimal negative impact on General Fund revenues.

It is estimated that there will be no cost to the Department to implement this bill.

This bill contains an emergency clause and becomes law upon enactment.

Major Objects of Expenditure									
Class Code	Classification Title	20-21 <u>FTE</u>	21-22 <u>FTE</u>	22-23 <u>FTE</u>	20-21 Expenditures	21-22 Expenditures	22-23 Expenditures		
Benefits									
Operating Costs									
Travel									
Capital Outlay	Capital Outlay								
	nts								

$LB^{(1)}$	1064							FISCAL NOTE
State Ag	gency OR I	Political Su	ubdivision Name: ⁽²	Nebra	ska State Pa	atrol		
Prepare	ed by: (3)	Carol A	Aversman	Dat	e Prepared: ⁽⁴⁾	1/29/2020	Phone:	(5)
		E	ESTIMATE PROV	VIDED BY	STATE AGEN	ICY OR POLIT	ICAL SUBDIV	VISION
			EXPENDITURE	<u> </u>	REVENUE	<u>EXPENI</u>	<u>FY 20</u> DITURES	<u> REVENUE</u>
GENEF	RAL FUN	DS						
CASH I	FUNDS							
FEDER	AL FUNI	DS						
ОТНЕН	R FUNDS							
TOTAI	L FUNDS			_		· -		
Explana	ation of E	stimate:		_				
_								
No Fis	cal Impa	act.						
	1.0		BREAKDO	WN BY M	AJOR OBJECT	S OF EXPEND	ITURE	
Persona	al Service	S:	1	NUMBER	OF POSITIONS	S 202	0-21	2021-22
	POSIT	ION TIT		<u>20-21</u>	<u>21-22</u>		<u>DITURES</u>	EXPENDITURES
					_	_		
					_			
Benefit	s							
Operati	ing							
Travel.								
Capital	outlay							
Aid								
Capital	improven	nents						
TO	ΓAL							

LB₍₁₎ 1064 FISCAL NOTE 2020

	ESTIMATE PROVID	DED BY STATE AGENCY OR	POLITICAL S	UBDIVISION	
State Agency or Political Sul					
Prepared by: (3) Mike Michalski	Date Prepar	red 1-22-2020		Phone:	(5) 471-6719
	•				. ,
	FY 2020-			FY 2021-2022	_
	EXPENDITURES	REVENUE	EXPE	NDITURES	REVENUE
GENERAL FUNDS					
CASH FUNDS					
FEDERAL FUNDS		_			
OTHER FUNDS					
TOTAL FUNDS	\$0	\$0		\$0	
_					
Return by date specified or 72 ho	ours prior to public hearing, v	whichever is earlier.			
Explanation of Estimate):				
·					
There is no fiscal impac	ct to the Department	of Health and Human	Services.		
	·				
DEDOCALLA CEDITION	MA	AJOR OBJECTS OF EXPENDIT	URE		
PERSONAL SERVICES:		NUMBER OF	POSITIONS	2020-2021	2021-2022
PC	OSITION TITLE	20-21	21-22	EXPENDITURES	EXPENDITURES
Benefits					
Operating					
Travel					
Capital Outlay					
Aid					
Capital Improvements					
TOTAL				\$0	\$0